

JOSEPH P. RUSSONIELLO (CSBN 44332)
United States Attorney

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2008 MAR 19 P 12:03

RICHARD W. WIEKING
CLERK
U.S. DISTRICT COURT
NO. DIST. OF CA. S.J.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

RMW

UNITED STATES OF AMERICA,

Plaintiff,

v.

FIDEL BUSTOS-LOPEZ

Defendant.

CR-08 00167
No.

VIOLATION: 8 U.S.C. § 1326 –
Illegal Re-Entry Following Deportation

SAN JOSE VENUE

RS

INFORMATION

The United States charges:

On or about August 2, 2007, the defendant

FIDEL BUSTOS-LOPEZ

an alien, previously having been arrested and deported from the United States on or about
May 21, 1999, August 15, 2001, December 30, 2002, June 1, 2004, June 23, 2005 and January 9,
2007, was found in the Northern District of California, the Attorney General of the United States
and the Secretary for Homeland Security not having expressly consented to a re-application by
the defendant for admission into the United States, in violation

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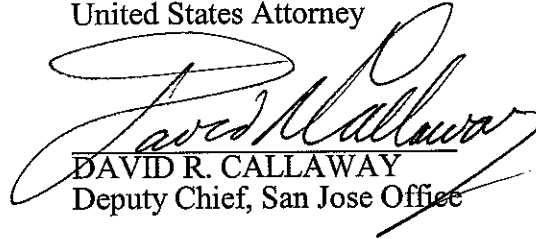
PLEA AGREEMENT
CR CASE #

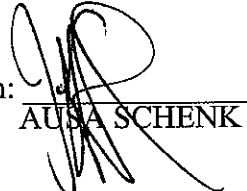
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Rm

1 of Title 8, United States Code, Section 1326.

2 DATED: 3/10/08

JOSEPH P. RUSSONIELLO
United States Attorney

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5 DAVID R. CALLAWAY
6 Deputy Chief, San Jose Office

7 (Approved as to form: )

8 AUSA SCHENK
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AO 257 (Rev. 6/78)

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURTBY: ☐ COMPLAINT ☒ INFORMATION ☐ INDICTMENT
☐ SUPERSEDINGName of District Court, and/or Judge/Magistrate Location
NORTHERN DISTRICT OF CALIFORNIA**OFFENSE CHARGED**8 U.S.C. Section 1326 -
ILLEGAL REENTRY☐ Petty
☐ Minor
☐ Misdemeanor
☒ Felony

2008 MAR 19 12:03

DEFENDANT - U.S.

RICHARD W. WIEKING
CLERK
FIDEL BUSTOS-LOPEZ

DISTRICT COURT NUMBER

PENALTY:20 years imprisonment
\$250,000 fine
3 years Supervised Release
\$100 special assessment**PROCEEDING**Name of Complainant Agency, or Person (& Title, if any)
IMMIGRATION AND CUSTOMS ENFORCEMENT☐ person is awaiting trial in another Federal or State Court, give name of court☐ this person/proceeding is transferred from another district per (circle one) FRCrP 20, 21 or 40. Show District☐ this is a reprosecution of charges previously dismissed which were dismissed on motion of:☐ U.S. Att'y ☐ Defense☐ this prosecution relates to a pending case involving this same defendant☒ prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded underSHOW
DOCKET NO.MAGISTRATE
CASE NO.

07-70755 PVT

Name and Office of Person
Furnishing Information on
THIS FORM

JOSEPH P. RUSSONIELLO

☒ U.S. Att'y ☐ Other U.S. AgencyName of Asst. U.S. Att'y
(if assigned)

JEFFREY B. SCHENK

CR - 08 00167**DEFENDANT****IS NOT IN CUSTODY**

- 1) ☐ Has not been arrested, pending outcome this proceeding.
If not detained give date any prior summons was served on above charges
- 2) ☐ Is a Fugitive
- 3) ☐ Is on Bail or Release from (show District)

IS IN CUSTODY

- 4) ☒ On this charge
- 5) ☐ On another conviction
- 6) ☐ Awaiting trial on other charges
- } ☐ Fed'l ☐ State

If answer to (6) is "Yes", show name of institution

Has detainer been filed? ☐ Yes ☐ No

If "Yes" give date filed

DATE OF ARREST

Month/Day/Year

Or... if Arresting Agency & Warrant were not

DATE TRANSFERRED TO U.S. CUSTODY

Month/Day/Year

☐ This report amends AO 257 previously submitted**ADDITIONAL INFORMATION OR COMMENTS****PROCESS:**☐ SUMMONS ☒ NO PROCESS*☐ WARRANT Bail Amount: _____

If Summons, complete following:

☐ Arraignment ☐ Initial Appearance

Defendant Address: _____

*Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Date/Time: _____

Before Judge: _____

Comments: _____